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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)		Docket No. US-99-163082	
Applicant(s): STEVEN H. VOLDMAN ET AL.			
Application No. 10767449	Filing Date 12/15/2003	Examiner D. P. NGUYEN	Group Art Unit 2814
Invention: METHOD AND STRUCTURE FOR FORMING PRECISION MM FUSIBLE CIRCUIT ELEMENTS			
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<p>I hereby certify that this _____ <u>Response to Restriction Requirements</u> _____ (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703-872-9306) on: <u>February 18, 2005</u> (Date)</p> <p style="text-align: right;">_____ Jessica L. Walsh (Typed or Printed Name of Person Signing Certificate) <i>Jessica L. Walsh</i> (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Steven H. Voldman et al.)	Group Art Unit: 2814
Serial No.:	10/707,449)	
Filed:	December 15, 2003)	Examiner:
For:	METHOD AND STRUCTURE FOR FORMING PRECISION MEM FUSIBLE CIRCUIT ELEMENTS)	D. P. Nguyen
)	Confirmation No.: 1448

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

In response to the restriction requirement mailed on October 29, 2004, and in accordance with the provisions under 37 CFR §1.115 and 1.147, the Applicants submit the following election for further prosecution on the merits:

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Applicants hereby elect, with traverse, the species characterized by the Examiner as Embodiment 3, Figures 4-5. Embodiment 3, as characterized by the Examiner, includes generic claims 1-3, as well as claims 4-6.

BEST AVAILABLE COPY**REMARKS**

The requirements for restriction being the only issue raised in the present Office Action, this paper is fully responsive to the same. The Applicants respectfully traverse the present restriction requirement for the reason that the Examiner has not provided the reasons to why the species described herein are either independent or distinct, other than the mere statement of conclusion in paragraph 1 of the Office Action. Section 808 of the MPEP provides the following:

MPEP 808 Reasons for Insisting Upon Restriction

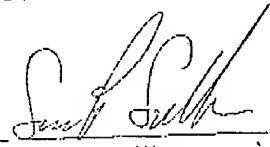
"Every requirement to restrict has two aspects: (A) the reasons (as distinguished from the mere statement of conclusion) why the inventions as claimed are either independent or distinct; and (B) the reasons for insisting upon restriction therebetween as set forth in the following sections."

Accordingly, because no such reasons for the present restriction requirement have been given, the Applicants respectfully request examination of each of claims 1-9 as previously elected. The Applicants hereby reserve the right to file a divisional application for any non-elected subject matter in this application.

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No new matter has been entered and no additional fees are believed to be required. However, if any fees are due with respect to this Response, please charge them to Deposit Account No. 09-0456 maintained by the applicants' assignee.

Respectfully submitted,
Cantor Colburn LLP

By 
Sean F. Sullivan
Registration No. 38,328
CANTOR COLBURN LLP
55 Griffin Road South
Bloomfield, CT 06002
Telephone (860) 286-2929
Facsimile (860) 286-0115
Customer No. 46428

Date: February 18, 2005